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11 Attorneys for Plaintiff
12 **AT&T MOBILITY LLC**
13 **formerly known as CINGULAR WIRELESS LLC**

14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**

16 AT&T MOBILITY LLC (formerly known
17 as CINGULAR WIRELESS LLC), a
18 Delaware Limited Liability Company,

19 Plaintiff,

20 v.

21 CONNECT WIRELESS,

22 Defendant.

Case No.: C07-00463

**PLAINTIFF AT&T MOBILITY
LLC'S REQUEST FOR
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE;
~~[PROPOSED]~~ ORDER**

DATE: May 4, 2007

TIME: 10:30 a.m.

PLACE: Courtroom of the Honorable
Maxine M. Chesney, Room 7

23 WHEREAS, on or about January 23, 2007, AT&T Mobility LLC
24 (formerly known as Cingular Wireless LLC) (hereinafter referred to as "Cingular")
25 filed the above-captioned action against Connect Wireless ("Defendant") for
26 Trademark Infringement;

27 WHEREAS, Cingular sought, by filing the action, to prevent Defendant
28 from actively infringing and diluting Cingular's trademarks, service marks, and logos;

1 WHEREAS, Defendant was served with the Complaint on January 29,
2 2007, but has not responded to date;

3 WHEREAS, Cingular has been unable to meet and confer with
4 Defendant pursuant to Federal Rule of Civil Procedure 26(f) and ADR Local Rule 3-5
5 because Defendant has not yet appeared;

6 WHEREAS, a Case Management Conference is scheduled for May 4,
7 2007 at 10:30 a.m.;

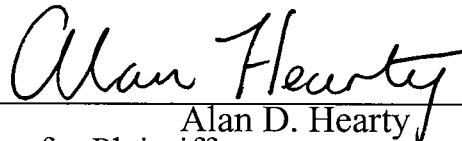
8 WHEREAS, Cingular has filed a motion for preliminary injunction
9 against Defendant, which is set to be heard on June 1, 2007;

10 Therefore, Cingular requests that the Court continue the Case
11 Management Conference to June 1, 2007, to coincide with the Hearing on Cingular's
12 motion for preliminary injunction;

13 Alternatively, Cingular requests that if the Court declines Cingular's
14 request, that Cingular be allowed to appear telephonically at the Case Management
15 Conference on May 4, 2007.

16
17 DATED: May 1, 2007

18 JOHN D. ARYA
19 ALAN D. HEARTY
20 **WESTON, BENSHOOF, ROCHEFORT,**
21 **RUBALCAVA & MacCUISH LLP**

22 


23 Alan D. Hearty
24 Attorneys for Plaintiff
25 **AT&T MOBILITY LLC**

ORDER

IT IS HEREBY ORDERED THAT:

The Case Management Conference is continued to ~~June 4,~~ July 27, 2007 at 10:30 a.m. The parties shall file a joint Case Management Statement no later than July 20, 2007.

DATED: May 1, 2007



The Honorable Maxine M. Chesney
United States District Judge

ALTERNATIVE ORDER

IT IS HEREBY ORDERED THAT:

Defendant AT&T Mobility LLC has permission to appear telephonically at the Case Management Conference on May 4, 2007.

DATED: May __, 2007

The Honorable Maxine M. Chesney
United States District Judge